

IN THE COURT OF DISTRICT MUNSIF CUM JUDICIAL MAGISTRATE,
VEPPANTHATTAI.

PRESENT : Thiru. S.P. Parvadhraj Arumugam, B.A., B.L.,
District Munsif Cum Judicial Magistrate,
Veppanthattai.

Wednesday, the 09th Day of April 2025

OS. No. 130/2019
(Old OS.No.539/2009)

1. Hariharan, S/o.Rajendiran, aged(19/2025),
2. Kavitha, W/o.Rajendiran, aged(37/2025),
Both are residing at
Keelapuliyur Road, Valikandapuram Village,
Veppanthattai Tk, Perambalur Dt.

.... Plaintiffs

/ Vs. /

1. Pachaiyammal, W/o.Late.Ponnusamy, aged(55/2009),
2. Chitra, W/o.Selvaraj, aged(38/2009),
1 and 2 defendants are residing at
Keelapuliyur Road, Valikandapuram Village,
Veppanthattai Tk, Perambalur Dt.

3. Santhi, W/o.Palaiyappan, aged(30/2009),
Near Ram Theatre petty shop, Elambalur Road,
Perambalur Tk and Dt.

4. Selvaraj, S/o.Periyasamy, aged(47/2009),
Keelapuliyur Road, Valikandapuram Village,
Veppanthattai Tk, Perambalur Dt.

5. Palaniyappan, S/o.Thangavel, aged(32/2009),
Near Ram Theatre petty shop, Elambalur Road,
Perambalur Tk and Dt.

.... Defendants

a) Granting permanent injunction to restraining the defendants their men, agents and servants from any manner interfering with the peaceful possession and enjoyment of the suit properties by the plaintiffs by way of entering into the suit properties or in any other way.

b) Declaring the settlement deed dated 17.09.2009 created by the 1st defendant in the name of 3rd defendant in respect of 1 1/2 cent in the 15 item of the suit properties in illegal way is null and void under law.

c) Awarding costs of the suit to the plaintiffs from the defendants.

Date of Presentation the case :23.11.2012

Cause of Action arose on : The suit arose on 01.01.2009 when the defendants have collously attacked the plaintiffs and the Rajendran with deadly weapons with the intention to murder them and to encroach the suit properties but in vain and on all subsequent days.

Place : Valikandapuram Village, Veppanthattai Tk, Perambalur Dt.

Details of Valuation :

1) Since the plaintiffs prayed for permanent injunction which is incapable of valuation the plaintiff notionally values the same at Rs.1000/-under section 27(c) of the court fees Act and the Court fees paid thereon is Rs.75.50.

2) Since the relief for declaration by the Plaintiffs are incapable of valuation the Plaintiffs notional values the same at Rs.1000/- and Court fees paid there on under section 25(d) of the court fees Act is Rs.75.50.

So the total valuation if Rs.2000/- and total court fees paid is 151/-.

This case come up before me for final hearing on 09.04.2025 in the Presence of Thiru.P.Sivasankaran Counsel for Plaintiffs, the 4th defendant is called absent.Hence set exparte. The 1st defendant was died on 15.09.2024. Hence 1st defeandant is abated in this suit and in the Presence of Thiru.N.Tamil Selvan counsel for 2nd,3rd and 5th defendants and the conducted this Court to pass the following.

Decree

1) Plaintiff called absent. No representation. Given sufficient time already the plaintiff failed to examined his side evidence.

2) Hence suit is dismissed for default. No cost.

Description of Suit Properties

In Perambalur District, Veppanthattai Taluk, in Valikandapuram Village,

1. S.F.No.176/4Ac.1.33(Hec.0.54.0)
2. S.F.No.203/2AAc.0.14(Hec.0.05.5)
3. S.F.No.203/28Ac.0.04(Hec.0.01.5)
4. S.F.No.203/3BAc.0.05(Hec.0.02.0)
5. S.F.No.203/4CAc.0.22(Hec.0.09.0)
6. S.F.No.205/9Ac.1.15(Hec.0.46.5)

Out of total extent of Ac.2.93, 1/4th share Ac.0.74% (0.30.0 ares), with the common right of 1/4th share in the well. 3HP electric motor, Pump set, electric fittings with all its easement right of irrigation through channel,

7. S.F.No.203/1A1Ac.0.08(Hec.0.03.0)
8. S.F.No.203/3CAc. 1.58(Hec.0.23.5)
9. S.F.No.203/3DAc.0.23(Hec.0.09.5)
- 10.S.F.No.203/3EAc.0.19(Hec.0.07.5)
- 11.S.F.No.203/3F Ac.0.21 (Hec.0.08.5)
- 12.S.F.No.203/4B Ac.0,76(Hec.0.31.0)
- 13.S.F.No.203/4D Ac.0.47(Hec.0.19.0)

With the common right of half share in the well, along with all its easement right of

irrigation through channel and pathways,

14. In the above said village, S.F.No.201/4..Ac.0.08cents out of Ac.0.19^{1/2} cents being 1/4th share out of Ac.0.78 (Hec.0.31.5) within the following four-boundaries: to the South of Kavitha's land, to the West of Loganathan and Marimuthu share of lands, to the North of Syed Abdul Ravoof Shaib and others lands, to the East of Adhimoolam and Ramalingam gardens, with all the easement right of pathways.
15. In S.F.No.206/5 the site measuring East-West, 52 feet on either sides, North-South, on the East 49 feet, on the West 55 feet, totaling 2704sq.ft. out of Ac.0.25(Hec.0.10.0) within the four-boundaries, to the South of road, to the West of North-South cement road, to the North of East-West cement road, to the East of Arjunan Vagairah's terraced house, with the tiled house thereon measuring East-West: 25feet, North-South: 45 feet, totaling 1125 sq.ft. and East-West: 37 feet, North-South: 16 feet, totaling 592sq.ft. Grand total extent is

1717sq.ft. it is now comprised in S.F.No.445/5E ...00225sq.mtr.

16. In the above said Village, S.F.No.201/4 Ac.0.08cent out of Ac.0.19¹/₂ out of Ac.0.78cent (0.31.5ars), to the South of Keelapuliyur Road, to the West of Loganathan and Marimuthu lands, to the North of Rajendran's other lands, to the East of Chitra, Ramalingam and Adhimoolam lands, with all the easement right of irrigation from the well and through channel.

Signed by Me on April 4, 2025 and Presented with this Court Order.

Sd/- S.P. Parvadhraj Arumugam
District Munsif Cum Judicial Magistrate,
Veppanthattai.